

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

E-BEAM SERVICES, INC.,

Plaintiff,

v.

XL FOAM, LLC,

Defendant.

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CIVIL ACTION NO. 08-4548 (MLC)

**O R D E R**

**THE COURT** ordering the defendant to show cause why the action should not be remanded to state court for lack of jurisdiction under 28 U.S.C. § 1332 (dkt. entry no. 19); and the defendant, in response, demonstrating that (1) it is deemed to be a citizen of Rhode Island only, and (2) the plaintiff is deemed to be a citizen of New Jersey and possibly Ohio (dkt. entry no. 20); and the defendant, for the purposes of the Court's order to show cause, demonstrating that there is jurisdiction here; and for good cause appearing;

**IT IS THEREFORE** on this 11th day of December, 2008 **ORDERED** that the Court's order to show cause (dkt. entry no. 19) is **VACATED**.

s/ Mary L. Cooper  
**MARY L. COOPER**  
United States District Judge